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JUN 24 2004

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Deliver to: Joshua A. Kading, USPTO  
 Facsimile No.: 703-872-9306  
 From: William W. Schaal, Reg. No. 39,018  
 Our Docket No.: 3239P064  
 Application No.: 09/753,226  
 Art Group: 2661  
 Date: June 24, 2004  
 Number of pages 12 including this sheet.  
 Filing Date: 12/28/2000  
 Docket Due Date(s): 6/24/2004

Enclosed are the following documents:

- Amendment: Response ( 8 pgs)
- Appeal Brief (in triplicate) ( \_\_\_\_\_ pgs)
- Application: \_\_\_\_\_  
( \_\_\_\_\_ pgs) w/cover & abstract)
- Assignment & Cover Sheet ( \_\_\_\_\_ pgs)
- Certificate of Facsimile
- Continued Prosecution Application (CPA)
- Declaration & POA ( \_\_\_\_\_ pgs)
- Drawings: \_\_\_\_\_ sheets, \_\_\_\_\_ figures
- Extension of Time: \_\_\_\_\_
- Fee Transmittal (in duplicate)
- IDS & PTO/SB/08 ( \_\_\_\_\_ pgs)
- Other \_\_\_\_\_

- Issue Fee Transmittal
- Notice of Appeal
- Petition for: \_\_\_\_\_
- Request for Continued Examination (RCE)
- Reply Brief ( \_\_\_\_\_ pgs)
- Request & Certification Under 35 USC 122(b)(2)(B)(i)
- Request to Rescind Previous Nonpublication Request
- Response to Notice of Missing Parts & Formalities Letter
- Response to Written Opinion ( \_\_\_\_\_ pgs)
- Terminal Disclaimer
- Transmittal of Publication Fee Due
- Transmittal Letter

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.84)**

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.


 06/24/2004  
 Susan McFarlane Date

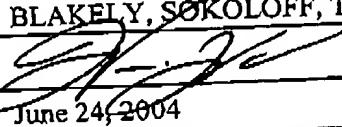
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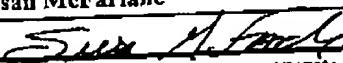
BEST AVAILABLE COPY

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application No.	09/753,226
		Filing Date	December 28, 2000
		First Named Inventor	Jonathan M. Zweig
		Art Unit	2661
		Examiner Name	Joshua A. Kading
Total Number of Pages in This Submission	11	Attorney Docket Number	3239P064

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	<input type="checkbox"/>
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/>
<input type="checkbox"/> PTO/SB/08		
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Basic Filing Fee		
<input type="checkbox"/> Declaration/POA		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	William W. Schaal, Reg. No. 39,018 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	June 24, 2004

CERTIFICATE OF MAILING/TRANSMISSION	
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Typed or printed name	Susan McFarlane	Date	June 24, 2004
Signature			

Based on PTO/SB/21 (04-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wfr) 08/04/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

86.00

## Complete if Known

Application Number	09/753,226
Filing Date	December 28, 2000
First Named Inventor	Jonathan M. Zweig
Examiner Name	Joshua A. Kading
Art Unit	2661
Attorney Docket No.	3239p064

## METHOD OF PAYMENT (check all that apply)

Check     Credit card     Money Order     Other     None

 Deposit AccountDeposit Account Number **02-2666**Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below     Credit any overpayments  
 Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65 Surcharge - late filing fee or oath
1052	50	2052	25 Surcharge - late provisional filing fee or cover sheet
2053	130	2053	130 Non-English specification
1812	2,520	1812	2,520 For filing a request for ex parte reexamination
1804	920*	1804	920 * Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840 * Requesting publication of SIR after Examiner action
1251	110	2251	55 Extension for reply within first month
1252	420	2252	210 Extension for reply within second month
1253	950	2253	475 Extension for reply within third month
1254	1,480	2254	740 Extension for reply within fourth month
1255	2,010	2255	1,005 Extension for reply within fifth month
1404	330	2401	165 Notice of Appeal
1402	330	2402	165 Filing a brief in support of an appeal
1403	290	2403	145 Request for oral hearing
1451	1,510	2451	1,510 Petition to include a public use proceeding
1452	110	2452	55 Petition to revive - unavoidable
1453	1,530	2453	665 Petition to revive - unintentional
1501	1,330	2501	665 Utility issue fee (or reissue)
1502	480	2502	240 Design issue fee
1503	640	2503	320 Plant issue fee
1460	130	2460	130 Petitions to the Commissioner
1807	50	1807	50 Processing fee under 37 CFR 1.17(q)
1806	180	1806	180 Submission of Information Disclosure Stmt
8021	40	8021	40 Recording each patent assignment per property (times number of properties)
1809	770	1809	385 Filing a submission after final rejection (37 CFR § 1.129(a))
1810	770	2810	385 For each additional invention to be examined (37 CFR § 1.129(b))
1801	770	2801	385 Request for Continued Examination (RCE)
1802	900	1802	900 Request for expedited examination of a design application

Other fee (specify) \_\_\_\_\_

\*Reduced by Best Filing Fee Paid

SUBTOTAL (3)

(\$)

Complete (if applicable)

## SUBMITTED BY

Name (Print/Type) **William W. Schaeff**Registration No.  
(Attorney/Agent)

39,018

Telephone

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Signature 

Date

05/01/03

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 02/10/2004.  
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JUN 24 2004

Appl. No. 09/753,226  
Amdt. Dated 06/24/2004  
Reply to Office Action of March 24, 2004

OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Confirmation No. 9354

Application. No. : 09/753,226  
Applicant : Jonathan M. Zweig  
Filed : 12/28/2000  
TC/A.U. : 2661  
Examiner : Joshua A. Kading  
Title : Reliable Broadcast Protocol in a Wireless Local Area Network  
  
Docket No. : 3239.P064  
Customer No. : 8791

Commissioner for Patents  
PO Box 1450  
Alexandria VA 22313-1450

AMENDMENT

Sir:

In response to the Office action of March 24, 2004, please amend the above-identified application as follows:  
Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.  
Remarks/Arguments begin on page 6 of this paper.

Docket No: 3239.P064

Page 1 of 8

WWS/sm